

Docket Number AUS920030165US1

**DECLARATION AND POWER OF ATTORNEY FOR  
PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**PRIVATE SOURCE CODE COMMENTING**

the specification of which (check one)

is attached hereto.

was filed on \_\_\_\_\_  
as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign applications(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application for patent inventor's or plant breeder's rights certificate(s) or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

Priority Claimed

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	No
(Number)	(Country)	(MM/DD/YYYY)		

Certified Copy Attached?  Yes  No

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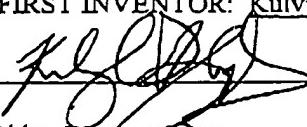
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

John W. Henderson, Jr., Reg. No. 26,907; James H. Barksdale, Jr., Reg. No. 24,091; Thomas E. Tyson, Reg. No. 28,543; Robert M. Carwell, Reg. No. 28,499; Jeffrey S. LaBaw, Reg. No. 31,633; Douglas H. Lefeve, Reg. No. 26,193; Casimer K. Salys, Reg. No. 28,900; David A. Mims, Jr., Reg. No. 32,708; Mark E. McBurney, Reg. No. 33,114; Anthony V. England, Reg. No. 35,129; Volel Emile, Reg. No. 39,969; Leslie A. Van Leeuwen, Reg. No. 42,196; Christopher A. Hughes, Reg. No. 26,914; Stanley B. Green, Reg., No. 24,351; John E. Hoel, Reg. No. 26,279; Joseph C. Redmond, Jr., Reg. No. 18,753; and Marilyn S. Dawkins, Reg. No. 31,140; Cynthia S. Byrd, Reg. No. 39,365; Diana L. Roberts, 36,654; Duke W. Yee, Reg. No. 34,285; Stephen J. Walder, Jr., Reg. No. 41,534; Stephen R. Tkacs, Reg. No. 46,430; Lisa L.B. Yociss, Reg. No. 36,975; Michael Nichols, Reg. No. 46,959; Patrick Holmes, Reg. No. 46,380; Wayne P. Bailey, Reg. No. 34,289; and Cathrine K. Kinslow, Reg. No. 51,886.

Send correspondence to: **USPTO Customer Number 35525**, Duke W. Yee, Carstens, Yee & Cahoon, LLP, P.O. Box 802334, Dallas, Texas 75380 and direct all telephone calls to Duke W. Yee, (972) 367-2001.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR: Kulvir S. Bhogal

INVENTORS SIGNATURE: 

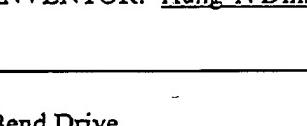
DATE: 6/26/03

RESIDENCE: 137 Willow Ridge Road  
Fort Worth, Texas 76103-1054

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

FULL NAME OF SECOND INVENTOR: Hung T. Dinh

INVENTORS SIGNATURE: 

DATE: \_\_\_\_\_

RESIDENCE: 1809 Maize Bend Drive  
Austin, Texas 78727

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

Docket Number AUS920030165US1

FULL NAME OF THIRD INVENTOR: Teng S. Hu

INVENTORS SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

RESIDENCE: 15822 Dorman Drive  
Austin, Texas 78717

CITIZENSHIP: Canada

POST OFFICE ADDRESS: Same as above

FULL NAME OF FOURTH INVENTOR: Nizam Ishmael, Jr.

INVENTORS SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

RESIDENCE: 13331 Black Canyon Drive  
Austin, Texas 78729

CITIZENSHIP: United States

PO ST OFFICE ADDRESS: Same as above

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X is attached hereto.

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(Number)      (Country)      (MM/DD/YYYY)      Yes      No

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FULL NAME OF SOLE OR FIRST INVENTOR: Kulvir S. Bhogal

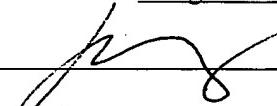
INVENTORS SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

RESIDENCE: 137 Willow Ridge Road  
Fort Worth, Texas 76103-1054

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

FULL NAME OF SECOND INVENTOR: Hung T. Dinh

INVENTORS SIGNATURE:  DATE: 6/26/03

RESIDENCE: 1809 Maize Bend Drive  
Austin, Texas 78727

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

FULL NAME OF THIRD INVENTOR: Teng S. Hu

INVENTORS SIGNATURE: Teng T. Hu DATE: 06/26/03

RESIDENCE: 15822 Dorman Drive  
Austin, Texas 78717

CITIZENSHIP: Canada

POST OFFICE ADDRESS: Same as above

FULL NAME OF FOURTH INVENTOR: Nizam Ishmael, Jr.

INVENTORS SIGNATURE: N. Ishmael DATE: 06/30/03

RESIDENCE: 13331 Black Canyon Drive  
Austin, Texas 78729

CITIZENSHIP: United States

PO ST OFFICE ADDRESS: Same as above

In place of Form PTO-1595

Docket No. AUS920030165US1

RECORDATION FORM COVER SHEET  
PATENTS

To the Commissioner for Patents: Please record the attached original documents or copy thereof.

<b>1. Name of conveying party(ies):</b> (1) KULVIR S. BHOGAL (2) HUNG T. DINH (3) TENG S. HU (4) NIZAM ISHMAEL, JR.	Execution Date:	 17467 U.S. PRO 10/614548 07703703
Additional name(s) of conveying party(ies) attached? Yes <input checked="" type="checkbox"/> No		
<b>2. Name and address of receiving party(ies):</b>  International Business Machines Corporation New Orchard Road Armonk, New York 10504	<b>3. Nature of conveyance:</b> <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____	

**4. Application number(s) or patent number(s):**

If this document is being filed together with a new application, the execution date of the application is:

(1) 6-26-03 (2) 6-26-03 (3) 6-26-03 (4) 6-30-03

A. Patent Application No.(s) \_\_\_\_\_ B. Patent No.(s) \_\_\_\_\_

**5. Name and address of party to whom correspondence concerning document should be mailed:**

Marilyn Smith Dawkins  
 IBM Corporation  
 Intellectual Property Law  
 11400 Burnet Road  
 Austin, TX 78758  
 (512) 823-0094

**6. Total number of applications and patents involved:** 1**7. Total fee (37 CFR 3.41) \$ 40.00**

Enclosed  
 Authorized to be charged to deposit account

**8. Deposit account number:**09-0447

DO NOT USE THIS SPACE

**9. Statement and signature.**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Marilyn Smith Dawkins  
 Name of Person Signing

Marilyn Smith Dawkins  
 Signature

6/30/03  
 Date

Total number of pages including cover sheet:

5

IBM DOCKET NO. AUS920030165US1

## A S S I G N M E N T

Whereas, we,

(1) Kulvir S. Bhogal of Fort Worth  
County of Tarrant and State of Texas

and

(2) Hung T. Dinh of Austin  
County of Travis and State of Texas

and

(3) Teng S. Hu of Austin  
County of Travis and State of Texas

and

(4) Nizam Ishmael, Jr. of Austin  
County of Travis and State of Texas

have invented certain improvements in

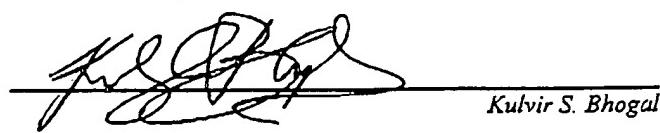
## PRIVATE SOURCE CODE COMMENTING

and executed, respectively, a United States patent application therefore on  
(Dates Inventors Signed Declaration) (1) 6/26/03, 2003,  
(2) \_\_\_\_\_, 2003, (3) \_\_\_\_\_, 2003, and  
(4) \_\_\_\_\_, 2003.

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefore;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in said application to IBM, its successors and assigns; and we hereby agree that IBM may apply for foreign Letters Patent on said invention and we will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

(1) Signed at New York City, NY on July 2, 2003.



*Kulvir S. Bhogal*

IBM DOCKET NO. AUS920030165US1

and (2) Signed at \_\_\_\_\_ on \_\_\_\_\_, 2003.

*Hung T. Dinh*

and (3) Signed at \_\_\_\_\_ on \_\_\_\_\_, 2003.

*Teng S. Hu*

and (4) Signed at \_\_\_\_\_ on \_\_\_\_\_, 2003.

*Nizam Ishmael, Jr.*

A S S I G N M E N T

Whereas, we,

(1) Kulvir S. Bhogal of Fort Worth  
County of Tarrant and State of Texas

and

(2) Hung T. Dinh of Austin  
County of Travis and State of Texas

and

(3) Teng S. Hu of Austin  
County of Travis and State of Texas

and

(4) Nizam Ishmael, Jr. of Austin  
County of Travis and State of Texas

have invented certain improvements in

PRIVATE SOURCE CODE COMMENTING

and executed, respectively, a United States patent application therefore on  
(*Dates Inventors Signed Declaration*) (1) 6/26/03, 2003,  
(2) 6/26/03, 2003, (3) 6/26/03, 2003, and  
(4) 06/30/03, 2003.

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefore;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in said application to IBM, its successors and assigns; and we hereby agree that IBM may apply for foreign Letters Patent on said invention and we will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

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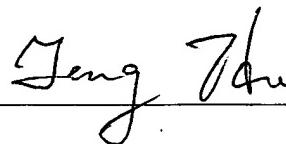
Kulvir S. Bhogal

and (2) Signed at Austin on 6/26, 2003.



Hung T. Dinh

and (3) Signed at Austin on 6/26, 2003.



Teng S. Hu

Teng S. Hu

and (4) Signed at Austin on 6/30, 2003.



Nizam Ishmael, Jr.